

# DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION USING AN APPLICATION DATA SHEET (37 CFR 1.76)

Title of Invention	METHOD AND SYSTEM FOR PREPARING STEM CELLS FROM FAT TISSUE
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As the below named inventor(s), I/we declare that:

This declaration is directed to:

- ☐ The attached application, or  
☒ Application No. 10/578,213, Int'l Application No. PCT/JP2004/16717, Int'l filing date:  
4 November 2004,  
☐ as amended on \_\_\_\_\_ (if applicable);

I/we believe that I/we am/are the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought;

I/we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to above;

I/we acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me/us to be material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT International filing date of the continuation-in-part application.

All statements made herein of my/our own knowledge are true, all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

## FULL NAME OF INVENTOR(S)

Inventor one:	<u>Kotaro Yoshimura</u>	Citizen of:	<u>Japan</u>
Signature:	<u>Kotaro Yoshimura</u>	Date:	<u>Dec 25, 2006</u>

Inventor two:	<u>Daisuke Matsumoto</u>	Citizen of:	<u>Japan</u>
Signature:	<u>Daisuke Matsumoto</u>	Date:	<u>Dec 25, 2006</u>

Inventor three:	_____	Citizen of:	_____
Signature:	_____	Date:	_____

Inventor four:	_____	Citizen of:	_____
Signature:	_____	Date:	_____

Inventor five:	_____	Citizen of:	_____
Signature:	_____	Date:	_____

☐ Additional inventors or a legal representative are being named on \_\_\_\_\_ additional form(s) attached hereto.

<b>ELECTION AND POWER OF ATTORNEY and CORRESPONDENCE ADDRESS INDICATION FORM</b>	Application Number	10/578,213
	Filing Date	4 November 2004 (International Date)
	First Named Inventor	Kotaro Yoshimura
	Title	METHOD AND SYSTEM FOR PREPARING STEM CELLS FROM FAT TISSUE
	Art Unit	
	Examiner Name	
	Attorney Docket Number	150086.401USPC

I hereby revoke all previous powers of attorney given in the above-identified application.

I hereby appoint:

☒ Practitioners at Seed IP Law Group PLLC, Customer Number: 00500

OR

☐ Practitioner(s) named below:

Name	Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above (and any continuation/divisional applications therefrom), and to transact all business in the United States Patent and Trademark Office connected therewith.

Please recognize or change the correspondence address for the above-identified application to:

☒ The address associated with the above-mentioned Customer Number.

OR

☐ The address associated with Customer Number:

OR

☐ Firm or  
Individual Name

Address

Address

City

State

ZIP

Country

Telephone

Email

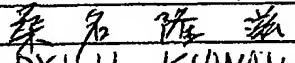
I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

☒ As assignee of record of the entire interest I/we hereby elect, under 37 CFR 3.71, to prosecute the application to the exclusion of the inventor(s).

SIGNATURE of Applicant or Assignee of Record

Signature		Date	25 DEC, 2006
Name	RYUJI KUWANA		
Title and Company (Assignee)	Chief Executive Officer Blomaster, Inc.		

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☐ \*Total of \_\_\_\_\_ forms are submitted.

**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Kotaro Yoshimura et al.Application No./Patent No.: 10/578,213Filed/Issue Date: 4 November 2004  
(International Date)Entitled: METHOD AND SYSTEM FOR PREPARING STEM CELLS FROM FAT TISSUEBiomaster, Inc.  
(Name of Assignee)

a

Corporation  
(Type of Assignee, e.g., corporation, partnership,  
university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.  
The extent (by percentage) of its ownership interest is \_\_\_\_\_%

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above.  
The assignment was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or a true copy of the original assignment is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the  
current assignee as follows:

1. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

2. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

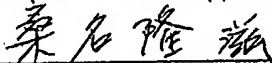
3. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.☐ Additional documents in the chain of title are listed on a supplemental sheet.

- ☒ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the  
original owner to the assignee was, or concurrently is being, submitted for recordation  
pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment  
Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP  
302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.



Signature

25 DEC, 2006

Date

RYUJI KUWANA

Typed or printed name

Chief Executive Officer

Title

## ASSIGNMENT

WHEREAS, we, Kotaro Yoshimura and Daisuke Matsumoto (hereinafter referred to as ASSIGNORS), having mailing addresses of 1-3-9, Hiroo, Shibuya-ku, Tokyo 150-0012 Japan and 1-7-5-203, Uenosakuragi, Taito-ku, Tokyo, 110-0002 Japan respectively, are the joint inventors of an invention entitled "METHOD AND SYSTEM FOR PREPARING STEM CELLS FROM FAT TISSUE," as described and claimed in the specification for which an application for United States letters patent was filed and assigned Application No. 10/578,213. This application is a national stage application filed under 35 U.S.C. 371 of International Application No. PCT/JP2004/16717, accorded an International Filing Date of 4 November 2004;

WHEREAS, Biomaster, Inc. (hereinafter referred to as ASSIGNEE), having a usual place of business at The Imperial Hotel Tower 12F, 1-1-1, Uchisaiwaicho, Chiyoda-ku, Tokyo 100-0011 Japan, is desirous of acquiring the entire right, title and interest in and to the invention and in and to any letters patent that may be granted therefor in the United States;

NOW, THEREFORE, in exchange for good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNORS hereby sell, assign and transfer unto said ASSIGNEE, the entire right, title and interest in and to said invention, said application and any and all letters patent which may be granted for said invention in the United States of America and its territorial possessions and, in any and all divisions, reissues and continuations thereof, said invention, application and all letters patent on said invention to be held and enjoyed by ASSIGNEE and its successors and assigns for their use and benefit and of their successors and assigns as fully and entirely as the same would have been held and enjoyed by ASSIGNORS had this assignment, transfer and sale not been made. ASSIGNORS hereby authorize and request the Commissioner of Patents and Trademarks to issue all letters patent on said invention to ASSIGNEE. ASSIGNORS agree to execute all instruments and documents required for the making and prosecution of applications for United States letters patent on said invention, for

litigation regarding said letters patent, or for the purpose of protecting title to said invention or letters patent therefor.

Dec 25, 2006  
Date

Kotaro Yoshimura  
Kotaro Yoshimura

I certify that I know or have satisfactory evidence that Kotaro Yoshimura signed this instrument of his/her own free will, as a voluntary act for the uses and purposes mentioned in the instrument.

Date December 25, 2006  
(Type or Print)  
Ryoko Nakajima  
(Type or Print Name of Witness)

Signed at Tokyo, Japan  
中島 涼子  
(Signature of Witness)

Dec 25, 2006  
Date

Daisuke Matsumoto  
Daisuke Matsumoto

I certify that I know or have satisfactory evidence that Daisuke Matsumoto signed this instrument of his/her own free will, as a voluntary act for the uses and purposes mentioned in the instrument.

Date December 25, 2006  
(Type or Print)  
Hiroataka Suga  
(Type or Print Name of Witness)

Signed at Tokyo, Japan  
菅 浩隆  
(Signature of Witness)